## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

JUNE CULROSS

Plaintiff,

v.

FALLON CLINIC, INC. and MARLENE DODGE

Defendants.

C. A. No. 05-40092FDS

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to the provisions of Federal R. Civ. P. 41(a)(1)(ii), the Parties hereby stipulate that all claims asserted in the within action be dismissed, with prejudice and without costs. All rights of appeal and claims for attorneys' fees are hereby waived.

FALLON CLINIC, INC. and MARLENE DODGE By their attorneys,

JUNE CULROSS By her attorney,

/s/ David M. Cogliano Gary M. Feldman, BBO # 162070 David M. Cogliano, BBO # 630158 DAVIS, MALM & D'AGOSTINE, P.C. One Boston Place Boston, MA 02108 (617) 367-2500

Dated: December 9, 2005

/s/ Ilene Titus Ilene Titus BBO #045110 Attorney At Law 120 Main Street Worcester, MA 01608 (508-799-8784)